

APPROVED MINUTES

RI STATE PILOTAGE COMMISSION MEETING

October 4, 2012

held at 235 Promenade Street, Room 250

Providence, Rhode Island 02908

MEMBERS IN ATTENDANCE: OTHERS IN ATTENDANCE:

Capt. E. Howard McVay Jr., Chair

Capt. Peter Fritz, Member

Chief Steve Hall, Member

EXCUSED FROM ATTENDANCE:

Larry Mouradjian, Member Atty. Gary Powers, Legal Counsel

Joanne Scorpio, Recording Secretary

Capt. Paul Costabile, Ex. Dir. NEMP Assc.

Evan Mathews, Economic Dev. Corp.

I. REVIEW OF PREVIOUS MEETING MINUTES:

Quorum being present, Chair McVay called the meeting to order at approximately 9:30 a.m. Commissioners reviewed the September 6, 2012 minutes. Member Chief Hall made a motion to approve the minutes; Member Capt. Fritz seconded the motion. The minutes were approved by assent.

II. OLD BUSINESS:

1) Continued discussions of RI pilotage statutes: - Members continued to review and discuss the following state statutes-

§46-9-23 – Contest Notice and Opportunity to be Heard: No action will be taken to make any revisions at this time.

§46-9-24 – Reinstatement Following Suspension: No action will be taken.

§46-9-25 – Appeals from Commission: No action will be taken.

§46-9-26- Penalty for Violations: Discussions will continue; Chair McVay said he would investigate further and see how other states have regulated their fines. He will present that information at November's meeting.

§46-9-27 – Criminal Penalty for Intentional or Grossly Negligent Violation-Felony: Discussions will continue.

2) State Pilot Board quarterly report: Chair McVay distributed the letter from the RI Pilot Board to the Commission that included the quarterly report on Capt. Barnaby's and Capt. Donovan's progress. Chair McVay further discussed Capt. Barnaby's development. (A copy of that report is filed with Commission files located at 235 Promenade Street Rm. 250, Providence).

3) Pilot roster update: Chair McVay stated that the RI Pilot Board needs to bring in more pilots. Currently there are only 7 full-branch licensed state pilots on the roster. Capt. Costabile explained that the Northeast Pilots are experiencing a low roster count because of recent deaths and several of the apprentice pilots have left the program. He elaborated on the development of one of the apprentice pilots and said that he needs to see more progress with docking and

undocking in Davisville before the next Board meeting. He did advise that there is a current list of applicants for the apprentice program, and he will be scheduling interviews in the near future.

Chair McVay advised the members that Capt. Lemke has agreed to Chair the State Pilot Board for the next calendar year. He went on to state that the Commission is required to approve the Chair to the Board. After members discussed Capt. Lemke's appointment, Member Capt. Fritz made a motion to recommend Capt. Lemke to Chair the RI State Pilot Board. Member Chief Hall seconded the motion. Voted in favor 2-0.

III. NEW BUSINESS:

1) Commission meeting schedule changes: The November 1 meeting has been rescheduled to Tuesday, November 20, 2012.

2) Tentative schedule for 2013: Jan 3; Feb 7; March 14; April 4; May 2; June 6;

July-No meeting, falls on a holiday; Aug 1; Sept 5; Oct 3; Nov 7; Dec 5.

IV. EXECUTIVE SESSION: No executive session.

V. PUBLIC COMMENTS: Evan Mathews (EDC) advised the Commissioner that Davisville will be generating more business which will in turn be bringing more ships into the port. He also said that

dredging in the berthing facilities (32') will begin on October 15 and should be completed by Thanksgiving. The dredging will take place around ships entering and exiting the port. Chair McVay requested that he would like to meet with the project manager before work begins. Evan said he will have a meeting scheduled for following week. Evan also advised that the Governor will be present on October 15 around 10:30am to observe the beginning of the dredging and suggested that a member from the Commission should also be present at that time.

VI. ADDITIONAL COMMENTS: Member Chief Hall advised the Commissioners that the state auditors came to DEM Law Enforcement headquarters on Tuesday, Oct 2; to inquire about laptop computers allocated to the pilots and paid for by DEM's Emergency Response office through funds from the Prodigy oil spill (1989) settlement. Chair McVay added that Capt. Costabile has also spoken with the auditors and will follow up with them.

VII. ADJOURNMENT: The meeting adjourned at 11:13 a.m.

VIII. NEXT SCHEDULED MEETING: The RI Pilot Commission plans to hold the next regular monthly meeting in the conference room of the Division of Law Enforcement at DEM headquarters located at 235 Promenade Street, Rm. 250, Providence, RI on Tues, November 20, 2012 starting at approximately 9:30am.